G.R.S. IX—5]

Previous references.
to 61-12-6

Later references.
to 9-26-1

1923.
(courts)

File No. 223-23
Serial Nos. 1-3

Pressure

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Nurse

V

Part B for May 24

SUBJECT

Revision of the rates of subsistence allowance to civil debtors confined in gails

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Note Nos. 5928 & 22-4-24 To the Compiler.

Prescribes the revised scale of allowances payable for the subsistence of judgment debtors.

Manasvamy Iyengar
17/5/24

G. R. S. 11] 1923-4

GENERAL AND REVENUE SECRETARIAT.

(45)

NOTES.

File No. 223

FILE HEADING.

Revision of the rates of subsistence allowance to civil debtors confined in the civil jail

From

The Registrar, High Court

No. 462 Dated 17-3-24 Received 22-3-24

Diary No. 427	Enclos. /	Spare Copies.	Serial No. /

BRIEF ABSTRACT OF LETTER.

Requests sanction for the revision of the rates of subsistence allowance to civil debtors confined in the jail as the present rates are too inadequate considering the rise in price of foodstuffs

NOTES AND ORDERS.

At present judgment debtors are divided into 3 classes for purposes of subsistence allowance.

A - 8 annas a day

B - 6 annas a day

C - 4 annas a day

The Registrar, High Court now suggests ~~that~~ that the

NOTES—First Sheet.

Serial No.

debtors be divided into 2 classes only and the third class C maybe abolished that the minimum of subsistence allowance will be only annas 6/- which will be in accordance with the present rate of foodstuffs.

From the humanitarian point of view the Registrar proposal is good. From the moral point of view it does not seem to be very correct to give comfort to a person who cannot discharge his debt. A person in life should be discouraged as much as possible. It is a sort of punishment that the pauper judgment debtor goes to jail. For the punishment to be complete two comforts should be denied. (Non starved entirely)

Again as regards the pauper judgment debtors themselves, they apply for Insolvency and avoid prison life. The so-called difficulties are only to a few. Once the principle is recognised the Lawyers also may ask for increased scale for court fees. Perhaps apprehending this the Registrar hence court suggests the abolition of C class.

Submit for orders

As subsistence allowance

26/3/24

NOTE—Contn. sheet.

General and Revenue Secretariat.

File No. 223 of 1924

3

Serial No.

of a civil prisoner to pay by the party who sends him to jail, the proposal does not affect Govt. Annas 4 per day does not cover the expenses of the barest necessities of a prisoner per day. In fact by feeding them at 4 annas charged to the party, the Govt is indirectly bearing a portion of the cost.

The proposal of the Chief Court may be approved and annas 6 a day may be charged for the lower class & the last class may be done away with.

Dy Secy

cag 27.3

The proposal may be approved

8385 28/3 Member

Dy 29/3

Mayr approved cag 28/3

12/4

Govt Notification may be issued Dy 1/4

cag 14/4

Draft with Draft for appn

Dy 16/4 Dy Secy cag 16/4

appd

Done cag 17.4 Dy 17/4

NOTE—Contn. sheet.

G. R. S. III-21

4127
P

General and Revenue Secretariat. | ch File No. 223 of 1923-4

Serial No.	
2	To the Compiler, Mysore Gazette No. P 5928 dt 22.4.24. Publishes revised scale of allowances payable for the subsistence of judgment debtors. memo no. P. 5929 dt 22.4.24 For copy to Regr. ch. const. Regd — X In the spare copies received the portion marked as Note in the draft has been omitted Send with a draft B/ 2/5/24 Ld
	Regd X Note: Together the Note has been published properly Ld 2/5
3	To the Compiler, Mysore Gazette No. P 6172 dt 8.5.24. Points out that the matter under note in draft notfn. (81-2) has been omitted in the spare copies of the notfn. supplied & requests to include the same & print & supply fresh copies. Ld 9/5
	Regd X Spare copies of notfn as correctly printed have been received. This may now be recorded B/ Ld 14/5/24

NOTE.—Contn. sheet.

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15/5

ar
15/5

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2665

4127

P. cts 223—23—1

Telgm:
"JUSTICE"

CHIEF COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore 17th March 1924.

R. O. C. No. 462/23-24/Secrete

LOCAL AND LEGISLATIVE SECRETARIAT
III
21 MAR 1924
PROTECTION BRANCH

GENL. & REV. SECTT.
Br. Pro
20 MAR 1924
SECTION No.

From

A. Sreenivasaragavachari, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.

B. NAGAPPA, ESQ., BAR-AT-LAW.,
Secretary to Government,
Local & Legislative Departments,
Bangalore.

Sir,

I am directed to state that the Inspector-General of Prisons in Mysore, on a reference made by the Superintendent, Central Jail has brought to the notice of the Chief Court the inadequacy of the present rate of subsistence allowance, viz., annas four per diem, granted to the last class of civil debtors confined in the jail. The present rates were fixed in 1912 (Vide Government Notification No.J.1648/Cts.61-12-6 dated 7th December 1912) for the three classes of prisoners (A,B & C) at annas 8, 6 and 4, and owing to the high cost of foodstuffs and the fact that civil prisoners are bound to purchase foodstuffs from jail contractors at the prices charged by them, the 4 annas daily batta now allowed to prisoners of the last class (C) it is reported, is sufficient only for a single meal per day with the result that they get ill for want of sufficient food. The Subordinate Judicial Officers who were consulted in the matter are of opinion that an increase is necessary. I am to suggest the increase of the subsistence allowance of the last class from 4 to 6 annas, thereby abolishing the present classification into three classes but retaining only two classes, A and B, paid at 8 annas and 6 annas respectively, per diem.

2. I am to add that the total extra cost involved by this proposal to judgment-creditors will be only about Rs.135/-, as shown

in

in the statement annexed, which it may be said is a very insignificant sum when compared with the total number of execution proceedings taken in the civil courts and the total number of judgment-creditors on whom the extra cost will fall.

3. I am therefore to request that the Government may be pleased to issue a revised notification in supersession of the notification of the 7th December 1912, above referred to.

I have the honour to be,

Sir,

Your most obedient servant,

Theeruvadoguchari 18/3/24

REGISTRAR.

RV.

15.	2nd -do- -do-	-	-	4	-	-	45	-	-	11-4-0
16.	2nd -do- Mysore.	-	--	-	-	-	-	-	-	-
17.	1st Munsiff's Court, Mysore. .	-	2	-	-	18	-	-	6-12-0	-
18.	Munsiff's Court, Nanjangud.	-	-	3	-	-	106	-	-	26-8-0
19.	-do- Seringapatam.	-	-	7	-	-	60	-	-	21-6-0
20.	-do- Hassan.	-	-	4	-	-	73	-	-	18-4-0
21.	-do- Holenarsipur.	-	-	1	-	-	16	-	-	4-0-0
22.	-do- Shimoga.	-	-	1	-	-	9	-	-	3-6-0
23.	-do- Chitaldrug.	-	-	-	-	-	-	-	-	-
24.	-do- Chickmagalur.	-	2	-	-	19	-	-	8-5-0	-
25.	-do- Narasimharajapura.	-	-	-	-	-	-	-	-	-
26.	-do- Davanagere.	-	-	1	-	-	14	-	-	3-8-0
27.	-do- S a g a r.	-	-	-	-	-	-	-	-	-
	T o t a l.	-	13	69	-	146½	933	-	-6-0	301-2-0

Chief Court of Mysore,

Bangalore, 17th March 1 9 2 4.

RV.

Statement showing the number of persons confined in the Civil Jail by the Civil Courts in the State during 1922-23, the number of days of confinement and the total cost incurred during the period.

Serial No.	Name of the Court.	No.of Civil Prisoners of each class under confinement during 1922-23.			No.of days they were confined during the period.			The total cost incurred during the period.			Remarks.
		A	B	C	A	B	C	A	B	C	
		I	II	III	I	II	III	I	II	III.	
1.	District Court, Bangalore.	-	-	-	-	-	-	-	-	-	
2.	-do- Mysore.	-	-	-	-	-	-	-	-	-	
3.	-do- Shimoga.	-	-	-	-	-	-	-	-	-	
4.	Sub Court, Bangalore.	-	-	8	-	-	72	-	-	27-4-0	
5.	-do- Mysore.	-	3	7	-	8½	22	-	3-3-0	6-12-0	
6.	-do- Shimoga.	-	-	1	-	-	5	-	-	1-4-0	
7.	First Munsiff's Court, Bangalore.	-	4	-	-	43	-	-	16-2-0	-	
8.	2nd -do-	-	2	-	-	58	-	-	29-0-0	-	
9.	Munsiff's Court, Kolar.	-	-	6	-	-	123	-	-	30-12-0	
10.	-do- Kolar Gold Fields	-	-	11	--	-	184	-	-	69-0-0	
11.	-do- Chickballapur.	-	-	2	-	-	20	-	--	5-0-0	
12.	-do- Dodballapur.	-	-	4	-	-	68	-	-	17-0-0	
13.	-do- Maddagiri.	-	-	2	-	-	43	-	-	37-10-0	
14.	1st Munsiff's Court, Tumkur.....	-	-	7	-	-	73	-	-	18-4-0	

G. R. S. VI--G/32]

SUBJECT .....

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Diary No. of letter replied to .....

General and Revenue Secretariat

( )

The , *192*

Date of issue 22/4/24

Signed by M B Rafferty

Section C5
File No. 223-23
Serial No. 2

P5926

Notification

To

Supersession

In ~~modification~~ of note No. J 1648-C5-61-12-6 dt 7-12-1912 the Govt of H the Maharaja are pleased, under section 57 of the Code of Civil Procedure, 1911, to prescribe the following revised scale of allowances payable for the subsistence of judgment debtors:—

A - 8 annas a day
B - 6 annas a day.

Note. The general rate will be that but those who ordinarily live as a ranked B. ~~Exceptional cases unless the~~ will, at the discretion of the Court, be paid the higher rate. higher scale ~~be paid at the discretion of the Court~~.

~~Secy~~. By order

WD 0632-GPB—1500C—16-8 23

Secy 16/4

Put up

P5929 16/4/24 Secy to Govt. to circ under a cl

LOCAL AND LEGISLATIVE SECRETARIAT.

No. P. 5928—*Cts.* 223-23-2, *dated* 22*nd April* 1924.

In supersession of Notification No. J. 1648—Cts. 61-12-6, dated 7th December 1912, the Government of His Highness the Maharaja are pleased, under Section 57 of the Code of Civil Procedure, 1911, to prescribe the following revised scale of allowances payable for the subsistence of judgment debtors :—

A—8 annas a day.
B—6 annas a day.

Note.—The general rate will be that marked B, but those who ordinarily live on a higher scale will, at the discretion of the Court, be paid the higher rate.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

G. R. S. VI--G/32]

10

SUBJECT .....

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Diary No. of letter replied to .....

General and Revenue Secretariat

( )

, the *192*

Date of issue 8/5/24

Signed by W. Leach

Flag 9

Section Ch.

File No. 223-23

Serial No. 3.

No. P 6172(2)

To

The Compiler of Gazette

Sir,

In returning herewith the spare copy of Govt note no. P 5928-ES-223-23-2 dt 22.4.1924, I am directed to state that the matter noted under Note has been omitted. I am to request that the same may be incorporated and fresh copies supplied. A copy of the note referred to

W D 0632 - GPB—18200—16-8 23

WD/95